IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.102 OF 2006
IN
SECOND APPEAL NO.1617 OF 2005

Abdul Kasim Shikalgar & Ors. ..Applicants.

V/s.

Pairanbi M. Ahamad Shikalgar & ors. ..Respondents.

Mr.S.G.Deshmukh for applicants.

CORAM: A.M.KHANWILKAR,J

DATE : JANUARY 27, 2006.

P.C. :

1. Heard.

2. For the reasons mentioned in the application though the same is not sufficient cause, in the interest of justice, as litigant should not suffer for the mistake of the advocate, the application is allowed in terms of prayer clause (a) and (b) on condition that the advocate on record for the applicant to pay costs to the High Court Legal Services Committee quantified at Rs.500/- within one week from today, failing which office to proceed on the assumption that application is dismissed for non-prosecution.